

UNITED STATES DISTRICT COURT  
for the  
District of Montana

United States of America  
v.  
DAVID CHARLES SPENCE

1

Case No: CR 18-144-BLG-SPW  
USM No: 05081-046

Date of Original Judgment: 08/22/2019  
Date of Previous Amended Judgment:  
(Use Date of Last Amended Judgment if Any)

David F. Ness  
*Defendant's Attorney*

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION  
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of  the defendant  the Director of the Bureau of Prisons  the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

DENIED.  GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 108 months is reduced to 102 months.

*(See Page 2 for additional parts. Complete Parts I and II of Page 2 when motion is granted.)*

Except as otherwise provided, all provisions of the judgment dated 08/22/2019 shall remain in effect.

IT IS SO ORDERED.

Order Date: 08/12/2024

Effective Date: \_\_\_\_\_  
(if different from order date)

Susan P. Wattie  
Judge's signature

Judge Susan P. Watters

*Printed name and title*